

DEC 16 2005**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS****NOT FOR PUBLICATION****UNITED STATES COURT OF APPEALS****FOR THE NINTH CIRCUIT****CITIBANK (SOUTH DAKOTA), N.A.,****Plaintiff - Appellee,****v.****JOAN SCHUMACHER,****Defendant - Appellant.****No. 05-35012****D.C. No. CV-04-02109-MJP****MEMORANDUM***

**Appeal from the United States District Court
for the Western District of Washington
Marsha J. Pechman, District Judge, Presiding**

Submitted December 5, 2005**

Before: GOODWIN, W. FLETCHER, and FISHER, Circuit Judges.

Joan Schumacher appeals pro se the district court's order remanding this action to state court. We lack jurisdiction to review the district court's remand order. *See United Investors Life Ins. Co. v. Waddell & Reed, Inc.*, 360 F.3d 960,

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

963 (9th Cir. 2004) (under 28 U.S.C. § 1447(b) courts of appeals lack jurisdiction to review remand orders based on jurisdiction). Accordingly, we dismiss the appeal.

DISMISSED.